

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

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PUBLIC SERVICE  
COMMISSION

In the Matter of:

THE APPLICATION OF LOUISVILLE )  
GAS AND ELECTRIC COMPANY FOR AN )  
ORDER AUTHORIZING THE ISSUANCE ) CASE NO. 2007- 00530  
OF SECURITIES AND THE ASSUMPTION )  
OF OBLIGATIONS )

**MOTION FOR DEVIATION FROM RULES AND FOR  
INCORPORATION BY REFERENCE**

Louisville Gas and Electric Company ("LG&E") hereby moves, pursuant to 807 KAR 5:001(14), for a deviation from 807 KAR 5:001(11) and for incorporation by reference pursuant to 807 KAR 5:001(5)(5). In support of this Motion, LG&E states as follows:

1. This case concerns LG&E's request, pursuant to KRS 278.300, for authorization for the issuance of securities, assumption of obligations and entrance into all necessary agreements and other documents relating thereto. Among the reasons for LG&E's need for debt financing cited in the Application were capital expenditures in connection with construction of Trimble County Unit Two ("TC2"). Commission Rule 807 KAR 5:001(11)(d) provides that a copy of LG&E's Engineering, Procurement and Construction Contract with Bechtel Power Corporation (the "EPC Contract") for construction of TC2 be annexed to LG&E's Application.

2. The EPC Contract has been previously filed with the Commission by LG&E's sister utility, Kentucky Utilities Company ("KU") in a prior case also requesting authority for financing, Case No. 2007-00024 (*In the Matter of: The Application of Kentucky Utilities Company for an Order Authorizing the Issuance of Securities and the Assumption of Obligations*). In Case No. 2007-00024, KU requested and was granted confidential protection for the EPC Contract.

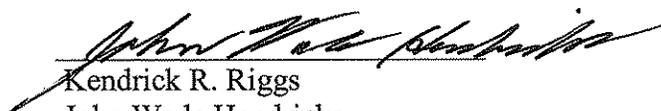
3. If the EPC Contract was filed in the present case, LG&E would also request confidential protection for portions of the contract. LG&E's basis for that request would be the same as that of KU in Case No. 2007-00024.

4. If the EPC Contract was filed in the record of this case, this duplicative filing of information already contained in the Commission files would serve no purpose and represent a needless burden on LG&E for photocopying and would also needlessly burden the Commission which would again have to consider the issue of whether the confidential information in the contract should be protected.

**THEREFORE**, Louisville Gas & Electric Company respectfully requests that the redacted EPC Contract, contained in the record of Case No. 2007-00024, be made a part of the record in the present case by reference only, pursuant to 807 KAR 5:001(5)(5).

Dated: December 19, 2007.

Respectfully submitted,



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